

SENATE BILL 2643
By Southerland

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 68; Title 69 and Title 70, relative to duties of
the department of environment and conservation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-211-117(b)(5), is amended by deleting the subdivision in its entirety and by substituting instead the following language:

(5) The commissioner may institute proceedings for assessment in the chancery court of the county in which all or part of the violation or failure to comply occurred.

SECTION 2. Tennessee Code Annotated, Section 68-212-114(b)(2)(E), is amended by deleting the language "in the chancery court of Davidson County or" in its entirety.

SECTION 3. Tennessee Code Annotated, Section 69-3-110(b), is amended by deleting the language "the chancery court of Davidson County, or the chancery court of the county in which the hearing is conducted," in its entirety and by substituting instead the language "the chancery court of the county in which the hearing is conducted".

SECTION 4. Tennessee Code Annotated, Section 69-3-111, is amended by deleting the language "in the chancery court of Davidson County, or" in its entirety.

SECTION 5. Tennessee Code Annotated, Section 69-3-115(a)(2)(D), is amended by deleting the language "in the chancery court of Davidson County or" in its entirety.

SECTION 6. Tennessee Code Annotated, Section 69-3-115(e), is amended by deleting the following language in its entirety:

Whenever any order or assessment has become a final action under this section, a notarized copy of the same may be filed in the office of the clerk of the chancery court of Davidson County, and shall be considered as an agreement of the parties thereto to

entry of a judgment by consent, the terms and conditions of which shall be the same as those recited in the final order or assessment. Except as otherwise provided in this section, the procedures for entry of the judgment and the effect thereof shall be the same as provided in title 26, chapter 6.

SECTION 7. Tennessee Code Annotated, Section 69-3-117, is amended by deleting the language "in the chancery court of Davidson County or" in its entirety.

SECTION 8. This act shall take effect July 1, 2006, the public welfare requiring it, and shall apply to all actions filed on or after such date.